

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Berner *et al.*

SERIAL No.: 10/769,574

FILED: January 29, 2004

FOR: **GASTRIC RETENTIVE ORAL DOSAGE
FORM WITH RESTRICTED DRUG
RELEASE IN THE LOWER
GASTROINTESTINAL TRACT**

EXAMINER: Holt, Andriae M.

ART UNIT: 1616

CONFIRMATION No.: 8962

Amendment under 37 C.F.R. § 1.111

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is in response to the Non-Final Office Action mailed July 7, 2009 in the above-identified application. Reconsideration in view of the following amendments and remarks is respectfully requested.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 6 of this paper.